IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA: CRIMINAL NO. 04-

v. : DATE FILED:

VINCENT VANCLIFF : VIOLATIONS:

: 21 U.S.C. § 841(a)(1) and 841(b)(1)(C) (possession with intent to distribute cocaine base ("crack") - 1 count)

: 21 U.S.C. § 844 (a) (possession of ecstasy -

1 count)

: 18 U.S.C. § 922(g)(1) (felon in possession

of firearm and ammunition - 1 count)

: Notice of prior convictions

: Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about July 3, 2003, at Coatesville, in the Eastern District of Pennsylvania, defendant

VINCENT VANCLIFF

knowingly and intentionally possessed with intent to distribute a mixture or substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 3, 2003, at Coatesville, in the Eastern District of Pennsylvania, defendant

VINCENT VANCLIFF

knowingly and intentionally possessed 3,4 - methylenedioxymethamphetamine (MDMA or ecstasy), a Schedule I controlled substance.

In violation of Title 21, United States Code, Section 844(a).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 3, 2003, at Coatesville, in the Eastern District of Pennsylvania, defendant

VINCENT VANCLIFF,

having been convicted in a court in the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate and foreign commerce a firearm and ammunition, that is, a Keltec, CNC Industries, Inc., Model P11, 9mm Luger semi-automatic pistol, serial number 78576, loaded with 10 rounds of ammunition and 9 additional rounds of 9mm ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF PRIOR CONVICTIONS

Defendant Vincent VanCliff committed the offense charged in Count One of this indictment after the following felony drug offense convictions in a court of the Commonwealth of Pennsylvania had become final:

- 1. Possession with the intent to deliver a controlled substance: Chester County Court of Common Pleas #473-01; and
- 2. Possession with the intent to deliver a controlled substance: Chester County Court of Common Pleas #2322-01.

NOTICE OF FORFEITURE

As a result of the violation of Title 18, United States Code, Section 922(g)(1) set forth in this indictment, defendant

VINCENT VANCLIFF

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c), all firearms and ammunition involved in the commission of this offense, including, but not limited to:

- (1) a Keltec, CNC Industries, Inc., Model P11, 9mm semi-automatic pistol, serial number 78576; and
- (2) nineteen rounds of 9mm ammunition.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

A TRUE BILL:
FOREPERSON

PATRICK L. MEEHAN United States Attorney